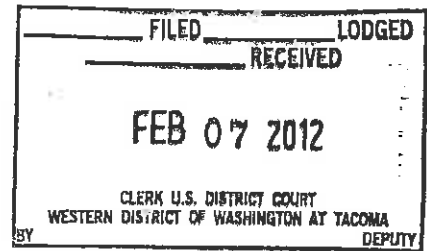


Magistrate Judge Creatura



UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA, }
 }
Plaintiff, }
 }
v. }
 }
SKEETER TIMOTHY MANOS, }
 }
Defendant. }

CASE NO. *MJ12-5017*
COMPLAINT for VIOLATION
Title 18, United States Code,
Section, 1343

BEFORE, J. Richard Creatura, United States Magistrate Judge, U. S. Courthouse,
Tacoma, Washington.

The undersigned complainant being duly sworn states:

COUNTS 1 through 10
(Wire Fraud)

A. The Scheme and Artifice to Defraud

1. Beginning on or about January 19, 2010, and continuing until on or about February 22, 2011, at Lakewood, within the Western District of Washington, and elsewhere, the defendant, SKEETER TIMOTHY MANOS, knowingly and willfully devised a scheme and artifice to defraud the Lakewood Officers Charity and persons who had donated funds to this charity, and for obtaining money and property from this charity

1 and its donors by means of false and fraudulent pretenses, representations, and promises,
2 and the concealment of material facts (the "scheme and artifice to defraud"), and
3 thereafter executed the scheme and artifice to defraud by means of wire communications
4 in interstate and foreign commerce as further described below.

5 2. The essence of the scheme and artifice to defraud was that SKEETER
6 TIMOTHY MANOS, who is a Lakewood Police Officer and who served as the treasurer
7 of the Lakewood Police Independent Guild, and who, in this capacity was responsible for
8 depositing into a bank account in the name of the Lakewood Officers Charity, donations
9 intended for the families of four Lakewood Police Officers who had recently been killed
10 in the line of duty, diverted a portion of these donations into a bank account that he had
11 established in the name of the Lakewood Police Independent Guild and over which he
12 had signing authority and, thereafter, used a large portion of these funds for his personal
13 use and pleasure.

14 **B. Manner and Means of the Scheme**

15 1 It was part of the scheme and artifice to defraud that SKEETER TIMOTHY
16 MANOS, who is a Lakewood police officer and who served as the treasurer of the
17 Lakewood Independent Police Guild, opened a bank account at Bank of America in the
18 name of the Lakewood Police Independent Guild (the "LPIG bank account") without
19 disclosing the existence of this account to the guild membership. By the terms of the
20 account opening documents, SKEETER TIMOTHY MANOS listed himself as a person
21 who was authorized to sign on the account. SKEETER TIMOTHY MANOS was also
22 issued a debit card that allowed him to make ATM withdraws from this account and to
23 make purchasers from merchants with funds from this account.

24 2. It was a further part of the scheme and artifice to defraud that SKEETER
25 TIMOTHY MANOS took a portion of donations intended for the families of four
26 Lakewood Police Officers who had recently been killed in the line of duty that he, as
27 treasurer of the Lakewood Police Independent Guild, was responsible for depositing into
28 the Lakewood Officers Charity, a bank account that was established to receive such

1 donations, and instead diverted such donations to the LPIG bank account without
2 disclosing such actions to others. In total, SKEETER TIMOTHY MANOS deposited
3 approximately \$151,000 of such donations into the LPIG bank account.

4 3. It was a further part of the scheme and artifice to defraud that SKEETER
5 TIMOTHY MANOS, began to systematically withdraw funds from the LPIG bank
6 account at various ATM machines through the use of the debit card that had been issued
7 to him. These ATM withdraws, often in \$500 increments, were often made at various
8 gaming casinos in the Western District of Washington and elsewhere, including Las
9 Vegas, Nevada, and occurred in close time proximity to SKEETER TIMOTHY MANOS
10 gambling at these casinos. Each such withdraw using an ATM machine caused a wire
11 and radio communication to travel in interstate commerce from the ATM machine
12 through the Bank of America internal computer processing system in the normal course of
13 completing the transaction and debiting the LPIG bank account.

14 4. It was a further part of the scheme and artifice to defraud that SKEETER
15 TIMOTHY MANOS also used the debit card associated with the LPIG bank account to
16 make purchases at various merchants in the Western District of Washington. These
17 merchants included Recreation Equipment Incorporated (REI), Home Depot, 4 Wheel
18 Parts, and Costco. Each such purchase using the debit card caused a wire and radio
19 communication to travel in interstate commerce from the point of sale through the Bank
20 of America internal computer processing system in the normal course of completing the
21 transaction and debiting the LPIG bank account. SKEETER TIMOTHY MANOS made
22 these purchases for his own personal use and pleasure.

23 5. It was a further part of the scheme and artifice to defraud that SKEETER
24 TIMOTHY MANOS also used the debit card associated with the LPIG bank account to
25 purchase airline tickets from Alaska Airlines and Expedia for himself and others to such
26 destinations as Las Vegas, Nevada. Each such purchase using the debit card caused a
27 wire and radio communication to travel in interstate commerce from the point of sale
28 through the Bank of America internal computer processing system in the normal course of

1 completing the transaction and debiting the LPIG bank account.

2 6. It was a further part of the scheme and artifice to defraud that during a
3 period of approximately one year, SKEETER TIMOTHY MANOS spent approximately
4 \$120,000 of the donations which he deposited into LPIG bank account for his personal
5 use and pleasure.

6 **C. Execution of the Scheme and Artifice to Defraud**

7 On or about the dates set forth below within the Western District of Washington
8 and elsewhere, SKEETER TIMOTHY MANOS, for the purpose of executing the scheme
9 and artifice to defraud, knowingly caused the transmission in interstate commerce by
10 means of wire and radio communications of writings, signs, signals, pictures, and sounds
11 as more particularly described below. Each such transmission constitutes a separate count
12 of this Complaint and all such counts constitute a representative sample of the many
13 fraudulent transactions completed by SKEETER TIMOTHY MANOS. Each such
14 transmission, whether involving a purchase or a withdrawal from an ATM, involved
15 a series of wire transmissions beginning at the point of sale or withdrawal, through the
16 vendor or ATM operator's internal system, into the Bank of America's processing system
17 in States other than Washington, to wit: Omaha, Nebraska and Chandler, Arizona, and
18 then to their main data center, in yet another State, before ultimately being debited against
19 the bank account maintained in Lakewood, Washington.

20

Count	Date	Transaction	Amount	Wire Transmission – Point of Original Transaction
1	2/24/10	Purchase from Home Depot	\$5489.57	Wire Transmission – Tacoma, Washington through Austin, Texas
2	3/16/10	Purchase from Costco	\$1116.33	Wire Transmission – Tumwater, Washington
3	3/30/10	Purchase from Home Depot	\$1943.24	Wire Transmission – Lacey, Washington, through Austin, Texas

28

Count	Date	Transaction	Amount	Wire Transmission – Point of Original Transaction
4	4/8/10	Purchase from Expedia	\$1220.25	Wire Transmission – State of Washington
5	4/24/10	ATM Withdrawal Bellagio	\$504.99	Wire Transmission – Las Vegas, Nevada
6	4/25/10	ATM Withdrawal Planet Hollywood	\$504.99	Wire Transmission – Las Vegas, Nevada
7	6/27/10	Purchase from Costco	\$1412.38	Wire Transmission – Lacey, Washington
8	9/23/10	Purchase from Costco	\$1106.68	Wire Transmission – Lacey, Washington
9	12/13/10	ATM Withdrawal Hawk's Prairie Casino	\$502.00	Wire Transmission – Lacey, Washington
10	12/28/10	Purchase from REI	\$1695.00	Wire Transmission – Tacoma, Washington

All in violation of Title 18, United States Code, Section 1343.

And the complainant states that this Complaint is based on the following information:

I, Matthew Scott, being first duly sworn on oath, depose and say:

1. I am a Special Agent (SA) with the Federal Bureau of Investigation (FBI), assigned to the Tacoma Resident Agency, of the Seattle Field Office, Washington. I have been an SA with the FBI for seven years. During this time, I have investigated violations of the federal statutes governing wire and mail fraud, mortgage fraud, bank robbery, violent crime and narcotics trafficking.

2. This affidavit is made in support of a complaint charging SKEETER TIMOTHY MANOS ("MANOS") with violations of Title 18, United States Code, Section 1343 (wire fraud), which have been and are being committed by MANOS individually and through the misuse of Lakewood Police Independent Guild's name and Lakewood Officers Charity's funds. The facts set forth in this affidavit are based upon my personal observations, my training and experience, and information obtained from other law enforcement agents/officers, and witnesses. This affidavit is intended to show

1 that there is probable cause for the requested complaint, and does not purport to set forth
2 all of my knowledge, investigation, or evidence collected in this matter.

3 **BASIS OF INVESTIGATION**

4 3. On January 25, 2012, I spoke with Lieutenant Chris Lawler of the City of
5 Lakewood Police Department, and was given a copy of bank records that he received via
6 a search warrant served on Bank of America. I also received a copy of his search warrant
7 affidavit on February 2, 2012, which I was able to review. After speaking with Lt.
8 Lawler and reading his affidavit, I learned the following:

9 4. On January 20, 2012, around 12:00 p.m., Lakewood Police Officer Jeremy
10 Vahle contacted Lieutenant Heidi Hoffman and Sergeant John Unfred with the Lakewood
11 Police Department's Professional Standards Section. The Professional Standards Section
12 is tasked with investigating complaints against department personnel and internal
13 complaints of misconduct.

14 5. Officer Vahle told Lieutenant Hoffman and Sergeant Unfred that he
15 believed someone within the Executive Board of the Lakewood Police Independent Guild
16 (LPIG) had been stealing money intended for the Lakewood Officers Charity. It should
17 be noted that the LPIG is a completely separate entity from the Lakewood Officers
18 Charity. Officer Vahle told them that he suspected that the monies received by the LPIG
19 were not properly accounted for and had contacted the LPIG several times to inquire on
20 this issue. Officer Vahle said that he was not receiving adequate answers to his questions
21 from the LPIG Executive Board and started investigating on his own to ensure all of the
22 Guild monies were properly accounted for.

23 6. Officer Vahle said he knew that the LPIG had all of their bank accounts
24 with a local Bank of America branch in Lakewood, Washington. Officer Vahle went to
25 the Lakewood Bank of America branch located at 9515 Bridgeport Way Southwest,
26 Lakewood, Washington, and requested all copies of the bank statements for the accounts
27 belonging to the LPIG. Officer Vahle told them he received statements for an account in
28 the name of the LPIG with account number xxxx8604. The account had at least one Visa

1 debit card associated with the account. Officer Vahle advised he had never seen this
2 account listed on any of the LPIG Treasurer's reports or on the LPIG members' website.
3 He explained that all of the LPIG bank account statements are posted on the LPIG
4 members' website. Officer Vahle said he examined the account statement and saw what
5 appeared to be numerous transactions not related to official LPIG business. He told them
6 that the transactions appeared "personal" in nature.

7 7. Officer Vahle explained that after four Lakewood Officers were killed in
8 the line of duty on November 29, 2009, the community donated a large sum of money to
9 the Lakewood Officers Charity to be distributed to the families of the four fallen officers.
10 He said it appears that some of the donated money may have been diverted to this account
11 to be used personally by one or more persons with access to the account. Officer Vahle
12 specifically noted a \$5,000.00 deposit (deposited on 12/10/2010) of a check written
13 (written on 11/09/2010) to the LPIG by Timberwolf Outdoor Products LLC written by the
14 owner, K.B. K.B. was contacted about the check, and he stated that the money was
15 intended for the Lakewood Officers Charity fund. The account statement indicates that
16 the money was deposited into the LPIG account number XXXX8604.

17 8. On January 22, 2012, Lt. Lawler met with LPD Chief Bret Farrar, Assistant
18 Chief Mike Zaro, Lt. Heidi Hoffman, and Sgt. Unfred. Sgt. Unfred is on the board for the
19 Lakewood Officers Charity and was a former treasurer for LPIG. Sgt. Unfred explained
20 to Lt. Lawler that sometime after the four officers were killed and donations started
21 coming in from the public, the LPIG opened an account at Bank of America under
22 account number XXXX8409. This account was to be used to deposit all of the donations
23 that the LPIG was receiving for the Lakewood Officers Charity. Eventually, this account
24 was formally turned over to the Lakewood Officers Charity by the LPIG.

25 9. Sgt. Unfred told Lt. Lawler that the LPIG members' website does not show
26 account XXXX8604 as active and belonging to the Guild. Sgt. Unfred also explained to
27 Lt. Lawler that he reviewed the official treasurer's reports and the account under
28 XXXX8604 was not listed.

10. The bank statements provided by Officer Vahle were given to Lt. Lawler to review. The statements are for the time period from 8/1/2010 to 9/30/2011. Officer Vahle explained that the bank told him that they did not have the records prior to 8/1/2010, but they were available from a different location. In reviewing the bank statements provided by Officer Vahle, it appeared to Lt. Lawler that the transactions are not related to Guild business. He noticed several purchases were made at Wal Mart in Lacey, Washington, Costco Wholesale in Lacey, Washington, Home Depot in Lacey, Washington, Best Buy in Lacey, Washington, and several gas stations around the region. There are payments to a Self Storage Facility in Dupont, Washington, and numerous ATM withdrawals in the maximum daily amount of \$500.00. There is also a charge to Expedia and several ATM withdrawals at the MGM Grand Casino in Las Vegas, Nevada.

11. I have reviewed all of the account records from the date the account was opened, January 19, 2010, which were provided by Lt. Lawler. I have confirmed from my own review of the account statements that these purchases and withdrawals are reflected on the statements.

INTERVIEWS WITH LAKEWOOD POLICE OFFICERS

12. On January 27, 2012, myself and SA Benjamin Williamson of the FBI interviewed Sergeant John Unfred of the City of Lakewood Police Department. The interview was conducted at the Tacoma office of the FBI. During the interview Unfred told me the following:

13. Unfred was the original Treasurer of the Lakewood Police Independent Guild (LPIG) when it became incorporated in 2004. Unfred was in charge of setting up bank accounts for the LPIG at Bank of America. Unfred stepped down as Treasurer of the LPIG in 2006. Unfred thought at the time he stepped down, the LPIG had a checking account, a savings account, and a couple of certificates of deposits (CDs) at Bank of America. Unfred was not familiar with Bank of America account XXXX8604.

14. In November, 2008, Lakewood Police incorporated a charity. The charity was called the LPIG Charitable Fund, which was opened as a tax exempt 501(c)(3)

1 organization. Unfred was the Treasurer of the charity and Brian Wurts was the deputy
2 director. Wurts was also the President of the LPIG. Unfred advised the similarity in
3 names of the charity and the Guild caused some confusion regarding the two
4 organizations being separate entities. The charity has since changed its name to the
5 Lakewood Officers Charity.

6 15. When four Lakewood officers were killed on November 29, 2009, large
7 donations began coming in to the Lakewood Police Department. Brian Wurts was the
8 main spokesman for the department, and advised the public to send donations to the
9 Guild's Post Office Box, as the charity had not set up its own Post Office Box. Unfred
10 said the charity opened an account on November 30, 2009, called the "Benevolent Fund,"
11 which was used to fund a trust for the families of the fallen officers. Unfred stated the
12 charity received over \$3 Million in public donations in a three month period following the
13 murders of the Lakewood officers. Unfred advised that the Benevolent Fund was going
14 to be over funded, and the charity asked some of the donors if their money could be put in
15 a new account for families of future fallen officers. Unfred simultaneously issued a press
16 release to the public advising them that any future donations would be applied to this
17 fund. The charity called this account the "Fallen Officers" fund. Unfred advised the
18 account number for the Benevolent fund was XXXXXX3145, and the account number for
19 the Fallen Officer fund was XXXXXX3558.

20 16. Unfred stated he was initially short-handed for running the charity with all
21 of the donations being made. MANOS, who was elected Treasurer of the LPIG after
22 Unfred stepped down, immediately asked Unfred if he could be involved in the operation
23 of handling donations to the charity. MANOS worked with Tim Borchardt, Karen
24 Herritt, Noah Dier, and Mike Jankleson to set up a system of handling donations. Unfred
25 said the group had an assembly line system to organize the donations. The charity was
26 required to provide receipts to donors for donations of \$250.00 or more. The charity also
27 decided to send thank you notes to donors who sent checks for all donations of \$100.00 or
28 more. Unfred advised all donations in checks of \$100.00 or more were also logged into a

1 spreadsheet created by Dier. Unfred said checks under \$100.00 and all cash donations
2 were never logged into the spreadsheet.

3 17. Unfred stated the operation of handling donations under MANOS was not
4 effective. Unfred relied on MANOS to collect all of the donations sent to the LPIG's Post
5 Office Box and to make deposits of the donations at the bank. MANOS was responsible
6 for depositing most donations into the Benevolent fund.

7 18. In January, 2010, Unfred relieved MANOS of his responsibilities regarding
8 the charity. However, charitable donations continued to be received through the LPIG
9 post office box, and the charity relied upon MANOS to retrieve these donations.
10 Unfred advised that MANOS had no other responsibilities or involvement with the
11 Charity except for this brief period when he assisted in the collection and deposits of
12 donations. Unfred specifically stated MANOS never had any responsibility for paying
13 out any of the charity's funds.

14 19. Unfred recalled a situation which had initially sparked his suspicion.
15 Unfred advised that a law enforcement officer in Oregon named K.B. had started a fund
16 raiser for the Lakewood Charity by creating and selling a set of memorial knives. From
17 the sale of the knives, K.B. raised \$5,000.00 and mailed a check meant for the charity.
18 K.B. later attempted to get a receipt for his charitable donation from MANOS, but was
19 unsuccessful. Unfred ended up getting involved and asked MANOS via e-mail why K.B.
20 was not given a receipt. Wurts was copied on the e-mail chain. Unfred explained that
21 MANOS had responded to the inquiry by explaining that K.B. had written on the memo
22 line of the check that the money should go to the "Dining Out" fund. Unfred explained
23 that in the fall of 2010, MANOS organized a dining out event in remembrance of the slain
24 officers. Unfred has since found the copy of K.B.'s check in the suspect account, and
25 found nothing written on the check indicating it should be used for the dining out event.
26 K.B. also advised Unfred that the purpose of the donation was to support the families of
27 the slain officers. K.B. explained without a receipt stating the donation went to a
28 501(c)(3) organization, it would cost K.B. \$700.00 in taxes. K.B. ultimately agreed to

1 allow his donation to be used for a monument to the fallen officers, but this was not his
2 initial intent. K.B. agreed to this alternative use only because of the lack of response
3 from MANOS. My review of account statements and accompanying bank records
4 establishes that approximately \$6,000.00 of funds from XXXX8604 was used for
5 expenses related to a memorial for the fallen officers.

6 20. K.B. also sent the first knife which he had carved in the series of memorial
7 knives along with his \$5,000.00 donation. Unfred had not known the knife existed, but
8 later heard from other officers that MANOS kept the knife for himself.

9 21. On February 2, 2012, SAs Scott and Williamson interviewed Lakewood
10 Police Patrol Officer Eric Bell. Bell is also the 1st Vice President of the Lakewood Police
11 Independent Guild (LPIG). Bell advised the LPIG formed shortly after the department
12 opened. Bell said the initial executive board for the Guild were individuals that
13 volunteered to be on the board. Initially, the President was Mike Zaro, the 1st Vice
14 President was Brian Wurts, and the Treasurer was John Unfred. Bell was elected as
15 Secretary of the Guild around 2006. Wurts later became President of the Guild after Zaro
16 stepped down and Jeremy Vahle was elected as 1st Vice President. Unfred also stepped
17 down as Treasurer in 2006 and Skeeter MANOS was elected to replace him.

18 22. Bell stated MANOS' job as Treasurer was to pay bills for the Guild. These
19 consisted of phone bills, lawyer fees, and disability insurance. The source of revenue for
20 the Guild is through member initiation fees and monthly dues. Bell said MANOS does
21 not have anyone assisting him in handling the Guild's finances.

22 23. Bell explained that there is a finance committee which was put in place to
23 help research possible investment strategies for the Guild's excess funds. Bell said when
24 the Guild was formed, it wanted to build a "war chest" of \$150,000.00 to financially
25 support an arbitration. Later, the goal was raised to \$200,000.00. Bell said as the Guild
26 presently has about \$142,000.00 in the war chest.

27 24. Prior to November 2009, the Guild never had a benevolent fund, but formed
28 one following the deaths of the four officers. Bell said the Guild should only bank with

1 Bank of America and have only three accounts. The accounts should be the main
 2 account, the benevolent fund account, and the vending machine account. Bell said the
 3 Guild has a business account with Costco where they purchase items for the vending
 4 machine. Bell said Wurts handled the purchasing of the items in this business account.
 5 Bell thought the Costco account was only with the Fife and Puyallup stores, and not with
 6 the Costco in Tacoma. Bell said the vending machine account also could be used for
 7 purchasing pizzas for Guild meetings, or for taking the Chief of Police or City Council
 8 members out to dinner. The vending account was supposed to build revenue for the
 9 Guild.

10 25. Bell stated only Wurts and MANOS have checkbooks for the accounts.
 11 Bell said there should never be any extreme purchases out of the Guild accounts. Bell
 12 said Wurts could make purchases up to \$1,000.00, but any higher amounts had to be
 13 voted on by the Guild members. Bell said Wurts was good about not making any
 14 purchases without consulting other Guild members first. Bell stated any purchases had to
 15 be specifically Guild related.

16 26. Bell said there was no reason for any Guild member to take out cash. Bell
 17 was not sure if any of the Guild accounts had a debit card, but did not think there was a
 18 reason for one. Bell advised that MANOS did not have any responsibility for making any
 19 purchases on behalf of the Guild besides purchasing supplies for the vending machines
 20 and paying bills. Bell said MANOS has never attended any training on behalf of the
 21 Guild and was never authorized to use Guild funds for any travel as a representative of
 22 the Guild. Bell advised that MANOS did not get involved in any duties for the Guild
 23 outside of his role as the Treasurer.

24 **OPENING OF BANK OF AMERICA ACCOUNT XXXX8604**

25 27. The documentation I received from Lt. Lawler included all bank account
 26 information associated with Bank of America account XXXX8604, which indeed
 27 reflected the account as belonging to the LPIG. The documentation for the account
 28 included a debit card profile page, which showed that at least one debit card was issued

1 for this account, card number XXXX XXXX XXXX 0407.

2 28. I examined the signature cards for account XXXX8604. Although the
3 authorized signatures for this account appear to be Wurts and MANOS, I question
4 whether the Wurts' signature is genuine. My review of the account has not shown any
5 charges against the account that can be traced to Wurts.

6 29. I have also examined all of the items deposited to this account. All of the
7 deposits consist of checks. The large majority are made payable to the Lakewood Police
8 Guild Charity or some form of this name which makes clear the check was intended for
9 charitable purposes. Many other checks contain notations in the memorandum section
10 that reflect a charitable purpose.

11 **PURCHASES OFF BANK OF AMERICA ACCOUNT XXXX8604**

12 30. Through records received from TAP Automotive Holdings, LLC, I
13 discovered that on March 22, March 31, and May 6, of 2010, separate purchases were
14 made at 4 Wheel Parts, located at 7602 S. Tacoma Way, Tacoma, Washington 98409.
15 The total of the three purchases were \$1,675.40. All three purchases were made with
16 debit card number XXXX XXXX XXXX 0407, and invoices of sales show the purchases
17 were made under customer account number XXX9694, belonging to SKEETER
18 MANOS, with a listed address of 6019 S. Warner St., Tacoma, Washington 98409. All
19 three purchases from 4 Wheel Parts corresponded to charges against Bank of America
20 account number XXXX8604.

21 31. I have reviewed the records from the three above purchases from 4 Wheel
22 Parts, and the items purchased correspond with monies used from the above listed Bank
23 of America account. After reviewing the records I was able to determine that the items
24 purchase were an XRC Rock Crawler Winch Bumper by Smittybilt, an XRC Rear Tire
25 Carrier Bumper by Smittybilt, a XRC Swing Away Tire Carrier by Smittybilt, a 2" Body
26 Lift by Performance Accessories, a XRC Logo Winch Cover, a Rear Shock Mount
27 Relocators by TeraFlex, a Sway Bar Disconnects by Warrior Products, a ES3000 Series
28 Pro Comp Shocks Absorber, a ES3000 Series Suspension Shock by Pro Comp, Shackle

1 D-Ring by Smittybilt, and a Hitch Pin and Clip.

2 32. Additional review of statements associated with Bank of America bank
3 account number XXXX8604 revealed a charge of \$79.34 that was posted on May 25,
4 2010, using Visa card number XXXX XXXX XXXX 0407. The description of the
5 transaction stated the charge was for Howard Johnson Plaza, located in Yakima,
6 Washington. Records obtained from Howard Johnson Plaza Hotel, located at 9 North
7 Street, Yakima, Washington 98901 revealed the identification used to rent the room was a
8 Lakewood Police identification card belonging to MANOS. A copy of the card was
9 included with the records. The records showed a room was rented to MANOS, with an
10 arrival date of May 22, 2010, and a departure date of May 23, 2010, with a total charge of
11 \$79.34.

12 33. Upon review of records obtained from REI, Inc., I discovered that on March
13 10, March 25, October 15, and December 28, of 2010, separate purchases were made at
14 REI, Inc., store number 0069. The total of the four purchases were \$3,479.54, which
15 includes the purchase that occurred on December 28, 2010, for \$1,695.90. All four
16 purchases were made with debit card number XXXX XXXX XXXX 0407, and REI
17 member number 8188538, which belongs to MANOS. Upon reviewing the records, I was
18 able to determine descriptions of the items purchased. These items include a pair of
19 Black and White Burton Moto Snowboard Boots/ Men's Size 12, a Black, White Smith
20 Pro Snowboard/Ski Goggle, a White Salomon Pearl Snowboard Boots/ Women's size
21 26.5, a Green Hooded REI Brand Taku Jacket, a Blue Jetboil Flash Cooking System,
22 Omega Brand Screwlock Carabiner, a Petzl Brand Screwlock Carabiner, a Black
23 Diamond Brand Super 8 Belay Device, a Grey and Gold Sea to Summit Compression Dry
24 Sack, a Grey/White/Orange REI Brand Arete ASL 2 Person Tent, a Orange/Black Petzl
25 Tikka LED Headlamp, a REI Brand Alpine Lakes Full Zip Pants 32 Inch Inseam Size
26 Large, a Mountain Hardware Exposure II Parka Size Large, a Yellow ThermoRest Neo
27 Air Sleeping Pad, a Black, Black Diamond Alpine Climbing Harness, a (2 pair) Light
28 Grey Thorlo Trekking Socks, a Red Mountain Hardware Compressor Jacket, Size XL, a

1 Black REI Windbreak Thermal Fleece Pants 32 Inch Inseam Size L, a (2) Plaid Dakine
 2 Low Roller Hombre Snowboard Bag, a Scott Duel Plus Snowboard/Ski Goggles, a Red
 3 Dakine Combination Lock, a Black Burton Stiletto Snowboard Bindings/ Women's, and a
 4 White Burton Custom Snowboard Bindings/ Women's. All four transactions from REI
 5 corresponded to charges against Bank of America account number XXXX8604.

6 34. Through records obtained from Dupont Heated Self Storage, located at
 7 3400 International Place, Dupont, Washington 98327, I learned that Unit Number 2034
 8 was rented by MANOS. Included with the records were MANOS' Lakewood Police
 9 Identification Card and his Washington State Driver License. The closing history report
 10 for the account was also included with the documents, and showed that between
 11 August 19, 2010, and February 3, 2011, seven payments were charged to Visa card
 12 XXXX XXXX XXXX 0407, for a total amount of \$2,130.00. These payments
 13 correspond to charges against Bank of America account number XXXX8604.

14 35. On February 6, 2012, I was provided information from SA Williamson,
 15 who was contacted by Dustin Hocking, Asset Protection Manager for the Tacoma
 16 location of Home Depot, located at 7050 Tacoma Mall Boulevard, Tacoma, Washington.
 17 Hocking provided records showing a purchase of \$5,469.57, made at the Tacoma Home
 18 Depot on February 24, 2010, using a debit card, number XXXX XXXX XXXX 0407.
 19 Hocking also provided a customer agreement report that was included with this purchase.
 20 Hocking said the records show some of the items purchased were directly shipped to the
 21 customer, identified through the customer agreement report as MANOS. The records
 22 show that some of the purchased items were delivered to 2875 Martin Street, Dupont,
 23 Washington. Through my investigation, I have confirmed this as being MANOS' current
 24 address. The items shipped to MANOS' address include a GE 24.5 cubic foot, stainless
 25 steel, french door refrigerator, a microwave oven, and a dishwasher. Account records for
 26 Bank of America account number XXXX8604, also reveal a purchase from Home Depot
 27 on March 30, 2010, for \$1,943.24. Forensic Accountant Bryan Snead related to me that
 28 he has learned from Bank of America records from account number XXXX8604 that this

1 purchase was made at the Home Depot in Lacey, Washington.

2 36. Forensic Accountant (FoA) Bryan T. Snead related to me that on February
3 3, 2012, he contacted Mary Lowdermilk with regards to Home Depot's debit card
4 transaction processing details. Lowdermilk is employed with Home Depot and is the
5 manager of subpoena compliance. Lowdermilk explained that when a Home Depot
6 customer uses a debit card to pay for their purchase the information is electronically
7 transferred to a Home Depot processing center located in Austin, Texas. The transaction
8 is then electronically transferred to Bank of America merchant services, located in
9 Omaha, Nebraska. The final step is the transaction being electronically transferred to the
10 issuing financial institution of the card. This could either be Mastercard, Visa, American
11 Express, or the bank the individual uses.

12 37. On February 3, 2012, I was provided information from SA Williamson,
13 who had contacted Joanne Hallenbeck, Paralegal for Costco Wholesale, Inc.,
14 telephonically, at (425) 427-7903. Hallenbeck informed SA Williamson that MANOS
15 has maintained a Costco membership account, account number XXXXXXXX5414.
16 Hallenbeck confirmed MANOS' account was utilized on March 16, 2010, June 27, 2010,
17 July 7, 2010, and September 23, 2010 in conjunction with debit card purchases made on
18 those dates. Hallenbeck stated the purchase amounts made using MANOS' account were
19 \$1,116.33, \$1,412.38, \$1,341.94, and \$1,106.68, respectively.

20 38. SA Williamson compared this information with purchases billed to Costco
21 made with Visa Debit Card XXXX XXXX XXXX 0407. The records confirmed the
22 purchase amounts and corresponding dates on the debit card transactions matched the
23 exact amounts and dates recorded on MANOS' membership account.

24 39. After reviewing records obtained from Costco in reference to the dates of
25 the above purchases, I was able to determine that some of these purchases included a
26 Panasonic 8-Gigabyte, full HD camcorder, a Vizio 19 inch XVT series full HD television,
27 An HP Pavilion Elite computer, and a Sharp CVP 10,000 BTU portable air conditioner.

28 40. On February 3, 2012, I spoke with SA Williamson, who informed me that

1 records obtained from Alaska Airlines showed an electronic ticket was purchased through
2 Expedia on or about April 7, 2010, for two round trip tickets from Seattle, Washington to
3 Las Vegas, Nevada for SKEETER TIMOTHY MANOS and Jennifer Nuelle Manos.
4 Jennifer Nuelle Manos is the wife of SKEETER TIMOTHY MANOS. The departure
5 flight left Seattle on April 23, 2010 at 12:05 p.m. and arrived in Las Vegas at 2:32 p.m.
6 The return flight departed Las Vegas on April 25, 2010, at 5:55 p.m. and arrived in
7 Seattle at 8:40 p.m. A copy of the ticket information showed the tickets were purchased
8 for \$581.40 apiece. These charges correspond to charges posted to Bank of America
9 account number XXXX8604 on April 9, 2010. Bank of America records also reflect a
10 purchase made at Home Depot, located at Lacey, Washington, and an ATM withdrawal at
11 the Hawks Prairie Casino, in Lacey, Washington, using debit card XXXX XXXX XXXX
12 0407 on April 7, 2010.

41. Two other charges for \$15.00 were posted to Bank of America account number XXXX8604 on April 27, 2010. The description of those charges were Alaska Airlines on April 23, 2010, and appeared to be for baggage fees.

42. On February 3, 2012, I discovered that a purchase was made online at Expedia.com. The purchase was submitted on or about April 7, 2010. The Account Holder information for the purchase was ITIN/SID: 131778486231, Name: Skeeter Manos, Email: manos12@msn.com, Phone: 1-253-606-0780, and 1-253-320-4392. The Card Holder information for the purchase was Name: Lakewood Police Independent Guild, Card Number: XXXX XXXX XXXX 0407, Phone: 1-253-320-4392. The purchase amount was \$1,220.25. Bank records from Bank of America account number XXXX8604 show a purchase that was posted on April 9, 2010 for \$1,220.25, and gives the description of Expedia*131778486231. Expedia described the purchase as a charge of \$777.75 for hotel, Hotel City: Las Vegas, Hotel Name: Bellagio, Check-In: April 23, 2010, Check-Out: April 25, 2010; Charge of \$364.50 for "O" 10 PM Performance, Orchestra Seating, April 24, 2010; Charge of \$78.00 for Expedia Package Protection Plan: Las Vegas. All three charges were in the name of SKEETER MANOS.

AUTOMATED TELLER MACHINE (ATM) WITHDRAWALS FROM BANK OF AMERICA ACCOUNT XXXX8604

43. After further review of bank records for Bank of America account number XXXX8604, I found that in addition to debit card purchases made at various vendors, there were also approximately 107 ATM withdrawals made between February 12, 2010 and February 20, 2011 from various ATMs for a total amount of approximately \$51,279.45.

44. These records listed two non-Bank of America ATM charges for \$504.99 apiece on April 24, 2010 and April 25, 2010. The ATM charges appeared to be for ATMs located at the Bellagio and Planet Hollywood hotels in Las Vegas, Nevada.

45. I compared these ATM withdrawals with charges made to Alaska Airlines and Expedia, which revealed MANOS had purchased tickets for airline travel during this

1 two day period and was, therefore, likely to have been in Las Vegas during this time
2 frame.

3 46. Additional review of Bank of America account number XXXX8604
4 revealed approximately twenty-one ATM withdrawals made with a description on the
5 bank records as Non-Bank of America ATM Withdrawal at 2024 East 29th Street,
6 Tacoma, WA, from the time period of February 28, 2010 to December 13, 2010. An
7 online search revealed this address is that of the Emerald Queen Casino. The total ATM
8 withdrawals during this period were approximately \$10,542.00.

9 47. On February 4, 2012, I reviewed records obtained from the Emerald Queen
10 Casino. The records included dates a players club card belonging to MANOS was used at
11 their casino. The card was opened using MANOS' Washington State Driver License,
12 License number MANOSST235DL. A comparison of the records show ten separate dates
13 where MANOS was recorded gambling at the casino and ATM withdrawals were made
14 there.

15 48. I also reviewed customer history records received from Hawks Prairie
16 Casino, located at 8318 Quinalt Drive NW, Lacey, WA. The records reflected a customer
17 history account for MANOS with a recorded address of 5224 Varco Road NE, Tacoma,
18 WA. These records showed that MANOS gambled at the casino on 19 separate occasions
19 between March 21, 2010 and February 20, 2011. Bank records also revealed a total of 20
20 non-Bank of America ATM withdrawals made with Visa Debit Card XXXX XXXX
21 XXXX 0407 between March 7, 2010 and February 20, 2011 from an address that matches
22 that of the casino. Most of these ATM withdrawals were for amounts of \$502.00 per
23 transaction. Specifically bank records revealed an ATM withdrawal on December 12,
24 2010, in the amount of 502.00 from an ATM machine located at Hawks Prairie Casino.

25 49. I compared the ATM withdrawals from this location with the dates the
26 casino showed MANOS was present. Records show twelve separate dates where
27 MANOS was recorded gambling at the casino and ATM withdrawals were made there.

1 50. Records for Bank of America account number XXXX8604 showed nine
2 ATM withdrawals made with a description on the bank records as Non-Bank of America
3 ATM Withdrawal at 9811 South Tacoma Way, Lakewood, WA, from the time period of
4 September 26, 2010 to December 21, 2010. An online search revealed this is the address
5 for the Macau Casino. The total ATM withdrawals during this period were
6 approximately \$4,518.

7 51. I then reviewed records obtained from the Macau Casino, including
8 customer history reports showing dates MANOS was at their casino. I compared the
9 dates of ATM withdrawals made from Bank of America account number XXXX8604 at
10 this location with the customer history reports and found four separate dates where
11 MANOS was at the casino on the same day as the ATM withdrawals occurred.

12
13 **WIRES IN INTERSTATE COMMERCE RELATED TO BANK OF AMERICA**
14 **ACCOUNT XXXX8604**

15 52. On February 3, 2012, SA Williamson informed me he had contacted Shari
16 Gardner, Vice President and Senior Investigator for Bank of America, located at 800 5th
17 Avenue, Seattle, WA. Gardner was asked about the electronic routing of Bank of
18 America debit and credit cards. Gardner told SA Williamson when a card is used at a
19 point of sale, the transaction is routed electronically to the vendor's merchant network.
20 All transactions, no matter the vendor, are then routed electronically to data centers in
21 Omaha, Nebraska or Chandler, Arizona. The first six digits of the card are then read and
22 routed to a data network called Interlink to verify the account. Gardner thought
23 Interlink's network was located in Virginia, but advised it was definitely not located in
24 Washington State. Finally, the transaction would be routed to Bank of America's main
25 data center. Gardner thought this data center was also located in Virginia, but again
26 stated the data center was definitely not located in Washington State.

27 53. Gardner also advised that a similar process exists for ATM withdrawals.
28 Gardner said ATM withdrawals made with a Bank of America debit card will also be

1 routed to either the Omaha, Nebraska or Chandler, Arizona data centers prior to the user
2 receiving funds. Thus, ATM withdrawals made outside of Arizona or Nebraska will
3 definitely have to electronically travel interstate.

4 All in violation of Title 18, United States Code, Section 1343.

5 54. Based on the above facts, I respectfully submit that there is probable cause
6 to believe that did knowingly and intentionally , in violation of Title 18, United States
7 Code, Section 1343.

8 
9 MATTHEW SCOTT, Complainant
10 Special Agent, FBI

11
12 Based on the Complaint and Affidavit sworn to before me, and subscribed in my
13 presence, the Court hereby finds that there is probable cause to believe the Defendant
14 SKEETER TIMOTHY MANOS committed the offenses set forth in the Complaint.

15 Dated this 7th day of February , 2012.

16
17
18 
19 J. RICHARD CREATURA
20 United States Magistrate Judge